

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN**

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DERRYLE S. McDOWELL,

Petitioner,

Case No. 05-C-498

v.

PHILLIP KINGSTON, Warden,  
Waupun Correctional Institution,

Respondent.

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**OPINION AND ORDER**

Phillip Kingston, the Warden of the Waupun Correctional Institution, has answered Derryle McDowell's Petition for a writ of habeas corpus and has denied that McDowell is entitled to relief. In order to resolve the issues raised, the court ORDERS that, on or before August 5, 2005, the Petitioner shall serve and file a brief and any other papers in support of his Petition. The Respondent shall serve and file a response on or before September 5, 2005, and the Petitioner may serve and file a reply on or before September 27, 2005.

Done and Ordered in Chambers at the United States Courthouse, Milwaukee, Wisconsin, this 24th day of June, 2005.

s/ Thomas J. Curran  
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Thomas J. Curran  
United States District Judge